UNITED STATES DISTRICT COURT EASTERN DISTRICT OF NEW YORK

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RICKY LYNCH, JERRY FINCH, JR.,
DAMIEN R. SMALL, LEROY C. JONES,
THEODORE DAVIS, MACK BUTLER, EDDIE M.
SIMS, DALLAS JOHNSON, FELIPE ROVELO,
ROBERT BERNHARD, ADAM WILLIAMS, DONALD
BANGS, EDWARD KEYES, JASON COOPER,
KEVIN M. MASSEY, DARRYL ISSAC, CALVIN
FELDER, ANDREW ZEIGLER, CHESTER INGRAM,
DONNELL STENGLE, KEVIN KING, HOWARD
DAVIS, THOMAS HARPER, DARYL MILLER,
DEWAYNE BUTLER, KEITH KING, and RAY
KELLY,

MEMORANDUM AND ORDER 11-CV-2602(JS)(ARL)

Plaintiffs,

-against-

VINCENT F. DEMARCO, individually and in his official capacity as Sheriff of County, JOHN DOE and JANE DOE, individually and in their official capacity as Superintendent of Suffolk County,

Defendants.

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APPEARANCES:

For Plaintiffs:

Mack Butler, 217709, pro se
Jason Cooper, 410349, pro se
Calvin Felder, 883549, pro se
Andrew Zeigler, 145163, pro se
Kevin King, 436156, pro se
Howard Davis, 459277, pro se
Daryl Miller, 364127, pro se
Keith King, 436122, pro se
Ray Kelly, 420394, pro se
Suffolk County Correctional Facility
100 Center Drive
Riverhead, NY 11901

Ricky Lynch, 11A4769, pro se Leroy C. Jones, 11A4675, pro se Dallas Johnson, 11A4679, pro se Downstate Correctional Facility Box F Red Schoolhouse Road Fishkill, NY 12524-2445

Jerry Finch, Jr., 11A3785, pro se Clinton Correctional Facility P.O. Box 2001 Dannemora, NY 12929 Damien R. Small, 11-A-2159, pro se Sing Sing Correctional Facility 354 Hunter Street Ossining, NY 10562

Theodore Davis, <u>pro</u> <u>se</u> 22 Bogart Street Huntington Station, NY 11746

Eddie M. Sims, <u>pro se</u> 4 Ronek Drive Amityville, NY 11701

Felipe Rovelo, 11R1687, <u>pro se</u> Groveland Correctional Facility P.O. Box 50 Sonyea, NY 14556

Robert Bernhard, <u>pro se</u> 104 Highview Dr. Selden, NY 11784

Donald Bangs, 11R2402, pro se Cape Vincent Correctional Facility Rte. 12E P.O. Box 739 Cape Vincent, NY 13618

Edward Keyes, 11R2324, pro se Chester Ingram, 11R2266, pro se Mohawk Correctional Facility 6100 School Road P.O. Box 8451 Rome, NY 13442

Kevin M. Massey, 403942, <u>pro se</u> Columbia Correctional Institution Annex 253 S.E. Corrections Way Lake City, FL 32025

Darryl Issac, <u>pro</u> <u>se</u> P.O. Box 386 Central Islip, NY 11722

Donnell Stengle, 10R0502, pro se WILLARD DRUG TREATMENT CAMPUS 7116 County Road 132 P.O. Box 303 Willard, NY 14588

Adam Williams, 348203, <u>pro se</u>
Kirkland Reception & Evaluation Center
F1-129B
4344 Broad River Road
Columbia, SC 29210

Thomas Harper, pro se

6 Linton Ct.

West Babylon, NY 11704

Dewayne Butler, 110093/039315, pro se Nassau County Correctional Center

100 Carman Avenue East Meadow, NY 11554

For Defendants:

Arlene S. Zwilling, Esq. Suffolk County Attorney

P.O. Box 6100

H. Lee Dennison Building - Fifth Floor

Hauppauge, New York 11788-0099

SEYBERT, District Judge:

Presently pending before the Court is the <u>pro</u> <u>se</u> Complaint brought by the above-named present and former inmates at the Suffolk County Correctional Facility ("SCCF") (collectively, "Plaintiffs") pursuant to 42 U.S.C. § 1983 ("Section 1983") complaining about the conditions at the SCCF. The Court <u>sua sponte</u> directs that the County of Suffolk provide the Court in writing with a list of those Plaintiffs that are pre-conviction, if any, together with the identities of their respective criminal defense counsel. Such information shall be provided to the Court within two (2) weeks of the date of this Order.

The Clerk of the Court is directed to mail a copy of this Order to the Plaintiffs. The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from this Order would not be taken in good faith and therefore in forma pauperis status is denied for the purpose of any appeal. See Coppedge v. United States, 369 U.S. 438, 444-45, 82 S. Ct. 917, 8 L. Ed. 2d 21 (1962).

SO ORDERED.

/s/ JOANNA SEYBERT
Joanna Seybert, U.S.D.J.

Dated: November <u>15</u>, 2011 Central Islip, New York